# This Page Is Inserted by IFW Operations and is not a part of the Official Record

## **BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

## IMAGES ARE BEST AVAILABLE COPY.

As rescanning documents will not correct images, please do not report the images to the Image Problem Mailbox.

THIS PAGE BLANK (USPTO)



Europäisches Patentamt
European Patent Office
Office européen des brevets



11 Publication number:

0 598 984 A1

1

#### **EUROPEAN PATENT APPLICATION**

2) Application number: 93110695.9

(1) Int. Cl.5: A61B 17/36

② Date of filing: 05.07.93

The application is published incomplete as filed (Article 93 (2) EPC). The point in the description at which the omission obviously occurs has been left blank.

- (3) Priority: 06.07.92 US 908382
- ② Date of publication of application: 01.06.94 Bulletin 94/22
- (B) Designated Contracting States: DE ES FR GB IT

- Applicant: CeramOptec GmbH Siemenstrasse 8
   D-53121 Bonn(DE)
- (2) Inventor: Brown, Joe 1706 Brook Green Way Acworth, GA 30101(US) Inventor: Neuberger, Wolfga

Inventor: Neuberger, Wolfgang, Dr.

Kamphausener Weg 19

D-41199 Mönchengladbach(DE)

- (S) Radial medical laser delivery device.
- The present invention involves a medical delivery system capable of emitting radiation with wavelengths between 190 nm and 16 um in one or more essentially directed, predetermined patterns. It includes at least one solid optical fiber, having a core (2) and a cladding (3) on the core. The cladding has a refractive index smaller than the core, having an input end suitably configured to connect to an appropriate radiation source and having a distal end in the proximity of which two or more grooves (5-7) are penetrating into the core. The grooves have at least partial reflector capability so as to deflect radiation thereto radially in one or more predetermined patterns. The invention also includes methods of performing medical procedures utilizing the aforesaid device.

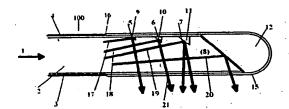


Fig 1

#### BACKGROUND OF THE INVENTION

#### 1. Field of the Invention

This invention relates to a laser delivery device, and more particularly to such delivery devices that emit radiation radially from the distal end of an optical fiber.

#### 2. Prior Art Statement

Technological change in laser celivery devices is rapidly taking place in the laser medical field with the onset of minimally invasive procedures such as laser laparoscopy. The laparoscopist, a physician or surgeon who performs labarascopies. is often challenged with positioning the delivery device, i.e., the optical fiber(s), at angles ratially to the laparoscope axis in order to irradiate the target perpendicularly. However, in many cases movers a laparoscope radially is very difficult or sumprissible. As an alternative, the laparoscope which is normally rigid, may have an adjustable fiber deflector called a bridge. The bridge may be adjusted at the proximal end causing radial movements to the distal end of the fibers. This adjustment is, however, limited by the bend radius of the fibers and or the bridge device and cannot offer full capabilities. Therefore, techniques to emit radiation radially from the distal end of the fiber without bending are needed.

Reflecting tips secured on the distal fiber end, such as metal caps incorporating a mirror surface at a 45° angle relative to the fiber axis are state of the art and have been used successfully in procedures such as lithotripsy with high pulse powered (Q-switched) Yttrium Aluminium Garnet Lasers.

For many surgical procedures requiring an even illumination (such as prostate treatment or photodynamic therapy) the point source-like radiation pattern from this known device is ill suited.

The state of the art devices used in photodynamic therapy incorporate a glue, i.e. epoxy, containing cap with scattering medium dispersed in it. These caps can produce a relatively isomogeneous radial pattern. However, the output is diffuse and they are somewhat limited in power handling capability due to the limitations of the glue.

In summary, the present state of the art for radial laser radiation delivery is restricted to either point sources (size of the source comparable to the fiber cross section) or to essentially diffuse radiators with limited power handling capabilities. United States Patent No. 4,740,047 describes a point source type of device using a cut fiber with a reflective surface to deflect a beam for lateral application.

While methods to control the fiber tip temperature aimed at preventing damage to the distal tip of the laser delivery device have been described in United States Patent No. 5,057,099 no control method has been described to prevent or limit damage to the tissue itself that seems applicable to treatments such as laser prostatectomy. Thus, while this recently issued patent allows for temperature control to optimize particular surgical or medical procedures, it does not address or satisfactorily resolve the need for proper lateral and radial delivery of laser beams to satisfy varied needs for varied procedures.

Thus, the prior art neither teaches nor renders obvious the present invention device set forth herein.

#### SUMMARY OF THE INVENTION

Described is a device capable of delivering high laser power at selected angles or any angle essentially radially to the axis of an optical fiber. The fiber emits the laser radiation from a wider area at the distal end in a well directed, essentially non-diffuse pattern with a plurality of reflective surfaces, having different angles or sizes, within the fiber itself.

Surgical procedures, such as transurethral laser prostatectomy, are beneficially performed using preferred embodiments of the device. The device may comprise feedback control mechanisms from the tissue to regulate radiation delivery dosimetry with procedural requirements.

#### BRIEF DESCRIPTION OF THE DRAWINGS

The invention, together with further objects, advantages, aspects and features thereof, will be more clearly understood from the following description taken in connection with the accompanying drawings:

Figure 1 is a side view of a radial medical radiation delivery device using air pockets created by the core and a transparent cap for total reflection;

Figure 2 shows another radial medical radiation delivery device that can be freely positioned inside a transparent, inflatable balloon incorporating temperature sensing fibers as well, placed to irradiate the prostate;

Figure 3 is a detailed view of Figure 2 showing reflective metal coating used for deflection;

Figure 4 is a cross section of Figure 3;

Figure 5 shows a conventional state of the art Photo Dynamic Therapy Delivery device;

Figure 6 shows a delivery device with spiral grooves; and,

25

Figure 7 shows a power control system operated by sensing through the same fiber.

## DESCRIPTION OF THE PREFERRED EMBODIMENTS

It is an object of this invention to provide a new and improved radial-laser delivery device to overcome the disadvantages of prior radial laser delivery devices, such as power handling capability, area of coverage, extent of coverage, radially directedness of radiation from an extended source, etc. By "radial" and "radially" are meant extending outwardly from the central axis of a fiber and not parallel thereto. In this application, they are meant to include extending outwardly at right angles as well as at any other angles and to include full circumference and only partial circumference radiation.

Another object of this invention is to describe a control mechanism and an improved device method to carry out treatments such as laser prostatectomy and photodynamic therapy.

Figure 1 illustrates a side view of present invention device 100, a typical preferred embodiment of the invention, at its distal end. The optical fiber 1 has a core 2, a cladding 3 and one or more protective coating layers 4. Core 2 is grooved on one side, and grooves 5. 6 and 7 are of increasing size and/or angles, as shown. Core 2 distal end 8 is encapsulated with a protective, transparent cap 15 over a predetermined length so as to cover all the grooves 5, 6 and 7; this resulting in a series of air pockets 9, 10, 11 and 12. The cap can be affixed to the fiber by any medically safe glue 16. If the inclination of the fronts of the grooves (facing incoming radiation) measured from the most inclined ray 17, 18 and 19 travelling in the fiber 1 is chosen such that it is lower than the angle of the total reflection limit between the optical fiber core and air, all rays coming through the fiber from the proximal end (input end of the radiation source, or laser) will be totally reflected and thus exit in radial direction as shown by the typical arrows such as arrow 21.

By progressively increasing the depth of each groove towards the distal end 8 of the fiber 1, more and more radiation is diverted from the axial path into the radial direction resulting in the desired extended directed radiation. This creates a defined, predetermined area of radiation application that is much greater than a reflected point source.

Figure 2 now illustrates how another such device 102 is employed to shrink the prostate gland and thus provide a free passage in the urethra. As known, the prostate gland can swell and thus result in an inconvenience for a high number of men, particularly at higher age, in as much as the ure-

thra is thus partially blocked and the free flow of urine can be obstructed. It is known that by irradiating the prostate, and thus degenerating and shrinking it this inconvenience can be removed, and a free passage restored. In order to perform this procedure in a controlled and safe manner a present invention radial medical delivery device 102 comprising an optical fiber 31, a multilumen channel 32, an inflatable#balloon 33 as well as temperature sensing fibers, such as fibers 34 and 35, is introduced into the urether 35. Fiber 31 has grooves 41, 42 and 43 and cut end 44, as shown. After inflating the balloon that is transparent to the radiation wavelength used in the procedure (example, 1064 nm) radiation is directed at the prostate 36. The inclinations of the grooves 41, 42 and 43 and cut tip 44, vary in this example, so that the radiation represented incoming by arrows 45, 46, 47 and 48, and outgoing by arrows 51, 52, 53 and 54, converges toward the prostate 36.

The radiation is thus effectively penetrating the urether wall 38 in a less concentrated form than it is hitting the prostate, thus limiting the damage done to it.

The balloon 33 can be cooled by gas or liquid to further protect the prostate wall. By feeding the temperature reading obtained via sensing fibers 34 and 35 back to a laser power control, an optimum radiation level can be obtained.

In this example of a preferred embodiment of the radial medical delivery device, the grooves 41, 42, 43 and the cut tip 44 of the distal end 50 of the fiber, shown in part in Figure 3 are at least partially covered by a reflective metal 57, 58 and 59 (such as gold) to deflect the radiation. Dark areas 61, 62 and 63, for example, receive substantially no radiation.

Figure 4 shows a cross section and illustrates how, by flattening the lower side 60 of the fiber 31 focusing in all but the desired dimension and direction may be avoided.

The superiority over the present state of the art will now be clear: Compared to a single reflective (or totally reflective) point source on the end of a fiber the energy density penetrating through the balloon and the urether wall is much lower and a certain degree of focusing can be achieved, if desired, towards the the present invention for prostate degeneration, a fiber of synthetic silica could be used to deliver the laser power at 1064 nm. The fiber for sensing the tissue temperature may be of silver halide semi-crystalline material (transmitting a wavelength range between 4 um and 16um).

Any other available or known materials may be used for the fiber for a particular application without exceeding the scope of the present invention. For example, it can be equally possible to make the radial medical radiation delivery device employing

10

20

25

35

a silver halide fiber for the laser delivery itself.

In this case a CO or CO2 laser can be used as a radiation source with wavelength of around 5 um and typically 10.6 um. In this case, the same fiber through which the laser radiation passes for irradiating the tissue can also be used to measure tissue temperature as well, as illustrated in Figure 6 and Figure 7.

Figure 6 shows present invention device 106 a silver halide fiber consisting of core 91 and clad 92. In this case, circular cut angled grooves 93 and 94 and tip 96, as well as a transparent cap 95 are included. While the laser radiation 116 is targeted towards the tissue 107, the temperature radiation from tissue 108 is picked up by the fiber and transmitted via a reflector 112 formed at tip 96, in the optical path of the transmission, and fed back as shown by arrow. As shown in Figure 7, this feedback is diverted via prism 114 towards a laser control module 122 thus controlling the power output of the laser 123 in line with procedural requirements.

It is evident that in some instances it may be preferable from a manufacturing standpoint to fuse a tip of a fiber containing the grooves on to another fiber, thus effectively in the end obtaining a device similar in operative characteristics to the ones described so far, and the present invention device may include a fiber formed of such joined sections without exceeding the scope of the present invention.

Clearly, in some instances it may be advantageous to build the delivery system of more than one delivery fiber processing the characteristic as described so far in this invention, for instance in order to provide higher flexibility of the device while still maintaining a certain total cross section, a fiber bundle may be used, without exceeding the scope of the present invention. Such bundles may have fibers with identical configurations but slightly staggered to enhance transmission, or may form components of a single desired configuration, depending upon the application(s) intended.

Obviously, numerous modifications and variations of the present invention are possible in light of the above teachings. It is therefore undirected that within the scope of the appended claims, the invention may be practiced otherwise than as specifically described herein.

#### Claims

 A medical delivery system capable of emitting radiation with wavelengths between 190 nm and 16 um in one or more essentially directed, predetermined patterns, which comprises:

at least one solid optical fiber, having a core and a cladding on said core and said

cladding having a refractive index smaller than the core, having an input end suitably configured to connect to an appropriate radiation source and having a distal end in the proximity of which two or more grooves are penetrating into the core, said gooves having at least partial reflector capability so as to deflect radiation thereto radially in one or more predetermined patterns.

- A medical delivery system as claimed in claim

   further characterized by a cap being placed over said at least one fiber at its distal end and over said two or more grooves, and by the enclosure of gas pockets in the grooves by means of said cap.
- A radial delivery system as claimed in claim 2, further characterized by filling the grooves with a material having a significantly lower reflective index than the fiber core.
- A medical radiation delivery system as claimed in claim 1, wherein the grooves have a reflective coating on at least one side.
- A medical radiation delivery system as claimed in claim 1, wherein said at least one fiber is a quartz glass or synthetic silica fiber and the radiation transmitted is between 180 and 3000nm.
- 6. A medical radiation delivery system as claimed in claim 1, wherein the fiber is a silver halide fiber and the radiation transmitted is between 4 um and 16 um. In this case the cladding on the core may be air.
- A medical radiation delivery system as claimed in claim 1, wherein the grooves are only on one side of the device.
  - 8. A medical radiation delivery system as claimed in claim 1, wherein the grooves have inclinations which vary in the device so as to give a radiation pattern converging at a predatermined distance from the fiber axis.
- A medical radiation delivery system as claimed in claim 1, which further includes means for collecting through the fiber, the heat radiation from the irradiated surface, thereby controlling the energy level delivered.
- 10. A medical radiation delivery device system as claimed in claim 1, which further includes one or more temperature control sensors affixed on to an inflatable balloon transparent at least

15

20

30,

35

45

over its cylindrical portion to the radiation wavelength used and incorporating the radiation delivery fiber in the inside of said inflatable balloon.

- 11. A medical radiation delivery device system as claimed in claim 10, wherein said fiber is located within said inflatable balloon in a movable manner.
- 12. A medical radiation delivery system as claimed in claim 1, further comprising dosage monitoring fibers affixed to an inflatable balloon transparent at least over an essential part of its surface to the radiation wavelength used.
- 13. A method of performing a laser prostatectomy procedure, comprising:
  - (a) the inserting of a cystoscope into the urethra
  - (b) positioning a device which includes at least one solid optical fiber, having a core and a cladding on said core and said cladding having a refractive index smaller than the core, having an input end suitably configured to connect to an appropriate radiation source and having a distal end in the proximity of which two or more grooves are penetrating into the core, said grooves having at least partial reflector capability so as to deflect radiation thereto radially in one or more predetermined patterns; and,
  - (c) irradiating the prostate area to be degenerated.
- 14. The method of claim 13 wherein said device is further characterized by a cap being placed over said at least one fiber at its distal end and over said two or more grooves, and by the enclosure of gas pockets in the grooves by means of said cap.
- 15. The method of claim 14 wherein said device is further characterized by filling the grooves with a material having a significantly lower reflective index than the fiber core.
- 16. A method of performing a prostate degeneration procedure comprising:
  - (a) inserting at least the distal end of a device into the urether, which includes at least one solid optical fiber, having a core and a cladding on said core and said cladding having a refractive index smaller than the core, having an input end suitably configured to connect to an appropriate radiation source and having a distal end in the proximity of which two or more grooves are

penetrating into the core, said grooves having at least partial reflector capability so as to deflect radiation thereto radially in one or more predetermined patterns, and which further includes one or more temperature control sensors affixed on to an inflatable balloon transparent at least over its cylindrical portion to the radiation wavelength used and incorporating the radiation delivery fiber in the inside of said inflatable balloon;

- (b) positioning it as necessary;
- (c) inflating the balloon; and,
- (d) irradiating the prostate area to be degenerated
- The method of claim 16, wherein said fiber is located within said inflatable balloon in a movable manner.
- 18. Method of performing photodynamic therapy, comprising:
  - (a) applying a photosensitive substance to the area to be treated or to the distal end of the device set forth below;
  - (b) inserting a device which includes at least one solid optical fiber, having a core and a cladding one said core and said cladding having a refractive index smaller than the core, having an input end suitably configured to connect to an appropriate radiation source and having a distal end in the proximity of which two or more grooves are penetrating into the core, said grooves having at least partial reflector capability so as to deflect radiation thereto radially in one or more predetermined patterns; and,
- 19. The method of claim 18, further characterized by a cap being placed over said at least one fiber at its distal end and over said two or

dosage level.

(c) irradiating the tissue to the intended

- more grooves, and by the enclosure of gas pockets in the grooves by means of said cap.
- The method of claim 18, further characterized by filling the grooves with a material having a significantly lower reflective index than the fiber core.

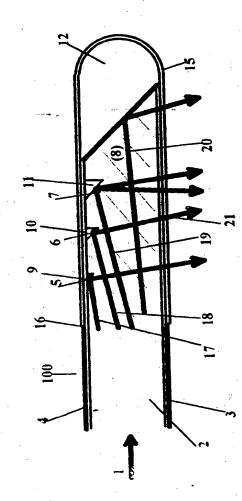
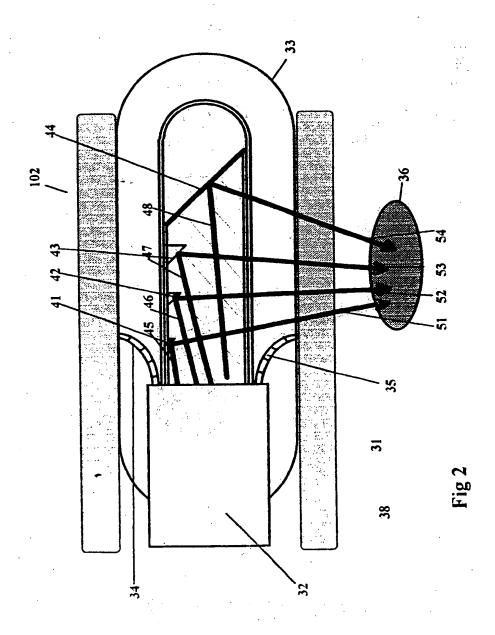
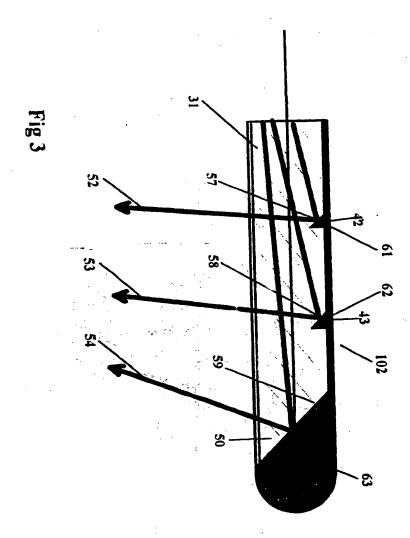


Fig 1







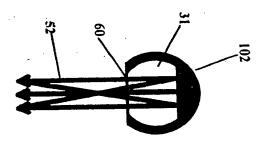


Fig 5

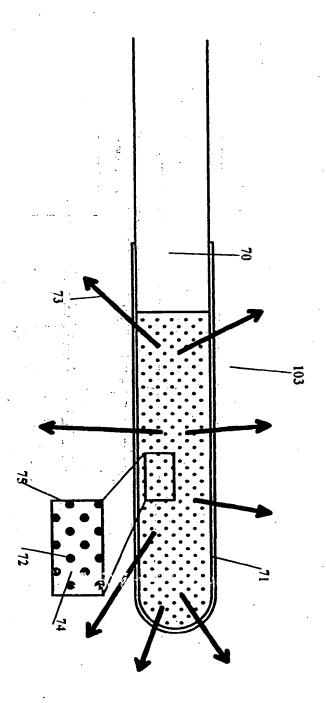
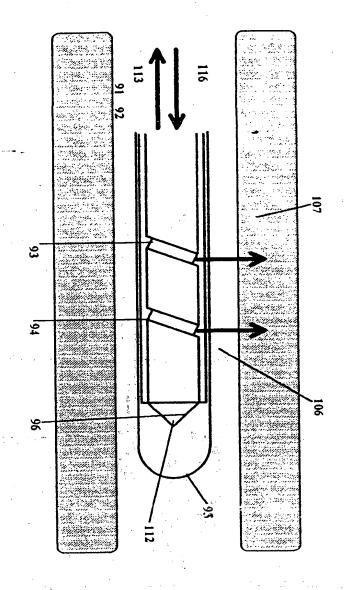
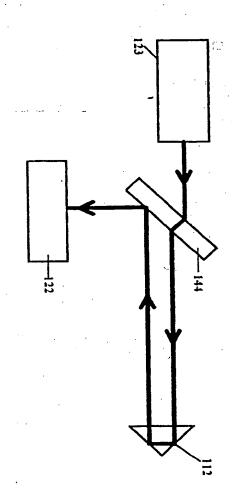


Fig 6







### PARTIAL EUROPEAN SEARCH REPORT

Application Number

which under Rule 45 of the European Patent Convention EP 93 11 0695 shall be considered, for the purposes of subsequent proceedings, as the European search report

	DOCUMENTS CONS	IDERED TO BE RELEVA	NI.	<b></b>
Category	Citation of document with indication, where appropriate, of relevant passages		Relevant to claim	CLASSIFICATION OF THE APPLICATION (Int.CL5)
Ä	DE-A-39 26 353 (K K MORITA SEISAKUSHO)  * column 10, paragraph 3; figures 2C,12B,13H *		1	A61B17/36 G02B6/28 G02B6/36
A :	WO-A-90 02349 (RAYNET) * figures 1,4,5,6 *		1	
٨	WO-A-91 06251 (SURGILASE) * page 5, paragraph 3 *		1	
A	EP-A-0 292 621 (SURGICAL LASER)			
A	US-A-4 625 724 (SUZUKI)			
A	EP-A-0 182 689 (MEDICAL LASER R&D)			
A	EP-A-0 073 617 (PEN	BERY)		
				TECHNICAL FIELDS SEARCHED (Int.Cl.5)
				A61B G02B
		e e		
INCO	MPLETE SEARCH			
the provisi out a meas Claims ses Claims ses Claims no	ions of the European Patent Convent	European patent application does not con ion to such an extent that it is not possibl it on the basis of some of the claims	pply with	
*				
se-	sheet C	,		
			Ÿ	
	Place of search	Date of completion of the search		Examiner
	THE HAGUE	11 February 199	94 Bar	ton, S
X : part Y : part docu A : tech	CATEGORY OF CITED DOCUME icularly relevant if taken alone icularly relevant if combined with an unent of the same category inological background -written disclosure	E : earlier patent after the filin other D : document cite	cipte underlying the document, but publ g date ed in the application ed for other reasons	ished on, or



EP 93 11 0695 -c-

INCOMPLETE SEAFTH

Claims searched fire only : 1-12 Claims not searched : :3-20

BNSDOCID: <EP\_\_0598984A1\_I\_>

Company of the second of the s

THIS PACK BLANK USAGO